REMARKS

In the subject Office Action under the *Ex parte Quayle* practice, the Examiner indicated that the only claim presently in the application, Claim 37, was allowable, but that certain portions of the specification, drawings and Claim 37 required formal correction. It is respectfully submitted that the amendments herein address and satisfy all requirements made by the Examiner.

As to items 3-5 of the Office Action, Applicants have herein amended the specification at page 10, line 27 to change "cell 29" to "cell 23". This avoids the inadvertent duplication of the numeral "29" with the "membrane 29" defined in line 28 of page 10. This amendment is consistent with Figures 1A-4 of the original drawings, which clearly show the numeral "23" as being applied to the cell and numeral "29" as being applied to the cell dividing member. Since the inadvertent typographical error occurred only in the specification, and that has now been corrected to conform to the drawings as filed, the correction to the drawings proposed in item 5 of the Office Action to account for the numeral "23" is not needed and therefore has not been made.

As to item 6 of the Office Action, the listed typographical errors in the specification and Claim 37 have been corrected by the amendment herein.

As all corrections have been made as required, and in view of the indicated allowable of Claim 37, it is submitted that the application is now in condition for allowance, and such allowance is respectfully requested.

FEES

It is not believed that any fees are due with respect to the amendments herein. However, should any such fees be due, the Patent and Trademark Office is authorized to charge all such fees to Deposit Account No. 50-1990.

CONCLUSION

In view of the above amendments and remarks, it is respectfully submitted that all formal requirements have now been complied with. The Examiner is therefore respectfully

requested to enter the amendments herein and in view of the indicated allowability of Claim 37, as amended, the only claim currently in the case, pass the application to allowance.

Should the Examiner believe that allowance of this application might be expedited by further discussion of the issues, a telephone call to the undersigned attorney, collect, at the telephone number listed below, is cordially invited.

Respectfully submitted,

Date: August <u>17</u>, 2005

James W. McClain, Reg. No. 24 536

Attorney for Applicants

GORDON & REES, LLP 101 West Broadway, Suite 1600 San Diego, California 92101 Direct Telephone: (858) 248-3569 Firm Telephone: (619) 696-6700 Facsimile: (619) 696-7124 Docket No. BFETH-1025793

286694.1